

Court of Appeals, State of Michigan

ORDER

People of MI v Jeffrey Bernard Pyne

Docket No. 314684

LC No. 2011-238692-FC

Henry William Saad
Presiding Judge

Mark J. Cavanagh

Pat M. Donofrio
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED. Defendant-appellant concedes that many of his arguments regarding his counsel's performance can be reviewed based on the existing record and, therefore, he has not shown that remand to the trial court is necessary. Although defendant-appellant has included offers of proof with his motion to support his claim that his trial counsel was ineffective for failing to call certain witnesses, the offers of proof do not address or overcome the presumption that trial counsel rejected calling these witnesses for strategic reasons and that he otherwise pursued a valid trial strategy.



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

OCT 31 2013

Date


Chief Clerk